

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 73, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 transportation.
- 4 Delete everything after the enacting clause and insert the
- 5 following:
- 6 SECTION 1. IC 8-2.1-22-46 IS AMENDED TO READ AS
- 7 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 46. (a)
- 8 Notwithstanding any other provision of this chapter, common and
- 9 contract carriers and other carriers engaged in the transportation of
- 10 passengers or household goods for hire, over regular or irregular routes,
- 11 whether operating pursuant to a certificate or permit or as an exempt
- 12 carrier under section 2.1(5) of this chapter, shall file with the
- 13 department proof of financial responsibility in the form of surety bonds
- 14 or policies of insurance or shall qualify as a self-insured. The minimum
- 15 level of financial responsibility required shall be **as follows:**
- 16 **(1) For contract carriers other than those described in**
- 17 **subdivision (2), the minimum level established under ~~49 U.S.C.~~**
- 18 **~~10927(a)(1): 49 USC 31138.~~**
- 19 **(2) For contract carriers that transport railroad employees, at**
- 20 **least five million dollars (\$5,000,000).**
- 21 (b) A person who violates this section commits a Class C
- 22 infraction. However, the offense is a Class A misdemeanor if the person
- 23 has a prior unrelated judgment for violating this section.
- 24 (c) In addition to any other penalty imposed upon a person for a

1 conviction of a Class A misdemeanor under subsection (b), the law  
2 enforcement agency may impound the vehicles owned by the person.  
3 Unless the vehicle is impounded or forfeited under a law other than this  
4 section, the vehicle shall be released to the carrier when the carrier  
5 complies with this section.  
(Reference is to SB 73 as introduced.)

**and when so amended that said bill be reassigned to the Senate Committee on Insurance and Financial Institutions.**

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GARTON

Chairperson